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4-29-83

DOWD, J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

United States of America, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
Chemical Recovery Systems, )  
Inc., et al., )  
 )  
Defendant and )  
Third Party Plaintiff, )  
 )  
vs. )  
 )  
Harshaw Chemical Co., et al., )  
 )  
Third Party Defendants. )

CASE NO. C80-1858

ORDER

This day a status call was held in this matter with counsel for the plaintiff. The defendant Chemical Recovery Systems, Inc., and the third party defendant Harshaw Chemical in attendance. Counsel for the third party defendants Russell and Dorothy Obitts was not present apparently because no notice was given to counsel for the Obitts of the status call.

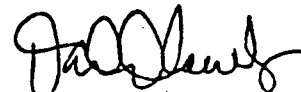
It was represented by counsel for the government that the plaintiff and the defendant are close to the execution of a consent decree which will be forthwith submitted to the Court for the Courts approval after the passage of 30 days during which time parties will have the opportunity to object to the consent decree.

IT IS THE ORDER of the Court that counsel for the plaintiff is to advise the Court in writing by June 1, 1983 as to the status of the consent decree if it has not yet been filed with the Court.

Counsel for the defendant Chemical Recovery Systems, Inc. represented to the Court that its third party action against the third party defendant Harshaw Chemical would be dismissed upon the execution of the consent decree, but that it intended to continue the prosecution of its third party action against the third party defendants Russell Obitts and Dorothy Obitts. Accordingly, after the consent decree has been approved, the third party defendant Harshaw Chemical Co. dismissed, counsel for the defendant Chemical Recovery Systems, Inc. shall notify the Court and request a scheduling of another status call at which time counsel for the third party defendants Anthony B. Giardini will be given notice of the fact of the status call.

The Clerk is directed to send a copy of this entry reflecting the results of the status call conducted April 26, 1983 to counsel of record including Attorney Anthony B. Giardini.

IT IS SO ORDERED.



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David D. Dowd, Jr.  
U. S. District Judge